

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA

V.

JOSEPH L. BRUNO,

Defendant.

09-CR-29 (GLS)

## STIPULATION

The parties hereby stipulate that following a diligent search of the records of the State of New York's Legislative Ethics Commission that are regularly made and preserved by that body, no record of any civil proceedings, fines, or criminal prosecutions by the State of New York against Senator Joseph L. Bruno during his tenure as a New York State Senator were uncovered.

The fact that no such record was discovered is admissible pursuant to Fed. R. Evid. 803(10) (“Absence of public record or entity”) to prove the absence of any civil proceedings, fines, or criminal prosecutions of Senator Bruno for the violation of any of the following sections of the New York Public Officers Law: Sections 73(5), 73(14), 73-a, 73-a(4), 74(2), 74(3)(a), and 74(3)(d).

**DATED:** October 5, 2009

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## CERTIFICATE OF SERVICE

I hereby certify that on October 5, 2009, I electronically filed the foregoing with the Clerk of the District Court using the CM/ECF system, which sent notification of such filing to the following:

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